

UNITED STATES DISTRICT COURT
for the
District of South Carolina

James Robert Byrd,

Petitioner

v.

Warden of Broad River Correctional Institution,

Respondent

)
)
)
)
)

Civil Action No. 6:16-cv-03494-JMC

JUDGMENT IN A CIVIL ACTION

The court has ordered that (*check one*):

☐ the petitioner (*name*) _____ recover from the respondent (*name*) _____ the amount of _____ dollars (\$ _), which includes prejudgment interest at the rate of ____ %, plus postjudgment interest at the rate of ____ %, along with costs.

☐ the petitioner recover nothing, the action be dismissed on the merits, and the respondent (*name*) _____ recover costs from the petitioner (*name*) _____.

☒ other: the petitioner, James Robert Byrd, shall take nothing of the respondent, Warden of Broad River Correctional Institution, as to the petition filed pursuant to 28 U.S.C. §2254 and this action is dismissed without prejudice.

This action was (*check one*):


☐ tried by a jury, the Honorable _____ presiding, and the jury has rendered a verdict.

☐ tried by the Honorable _____ presiding, without a jury and the above decision was reached.

☒ decided by the Honorable J. Michelle Childs, United States District Judge, presiding, adopting the Report and Recommendation set forth by the Honorable Kevin F. McDonald, United States Magistrate Judge, which recommended dismissing the petition without prejudice.

Date: October 10, 2018

ROBIN L. BLUME, CLERK OF COURT



Signature of Clerk or Deputy Clerk